



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent
108349-000014

#5

In re the Application of:

Inventor: Bobby E. Rogers et al.

Serial No.: 10/099,929

Filed: March 13, 2002

For: METHOD AND APPARATUS FOR
MONITORING AND
COMMUNICATING WITH AN
IMPLANTED MEDICAL DEVICE

Group Art Unit: 3737

Examiner: To Be Determined

TRANSMITTAL OF MISSING PARTS

BOX MISSING PARTS
Commissioner for Patents
Washington, D.C. 20231

Sir:

I. DOCUMENTS ENCLOSED:

In response to the **NOTICE TO FILE MISSING PARTS OF APPLICATION UNDER 37 CFR § 1.53(b)**, which was mailed by the Patent Office on April 15, 2002, enclosed are:

- ☒ Utility Declaration and Power of Attorney, signed in counterpart.
- ☒ Assignment of Patent Application to Cardionet, Inc. (together with PTO Form 1595)
- ☒ A copy of the Notice to File Missing Parts of Application under 37 CFR § 1.53(b)
- ☐ Substitute Drawings in Compliance with 37 CFR § 1.84
- ☒ Return Postcard

07/03/2002 MDANTE1 00000011 10099929

05 FC:215

55.00 OP

CERTIFICATE OF EXPRESS MAILING

(37 C.F.R. §1.10)

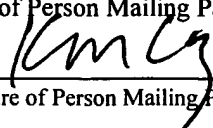
I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office to Addressee' in an envelope addressed to Commissioner for Patents, BOX MISSING PARTS, Washington, D.C. 20231.

EV120486200US
Express Mail Label No.

June 27, 2002
Date of Deposit

108349.000014/347976.01

Karen M. Cruz
Name of Person Mailing Paper


Signature of Person Mailing Paper

II. REQUEST FOR EXTENSION OF TIME:

The proceedings herein are for a patent application and the provisions of 37 CFR § 1.136 (a) apply.

- ☒ Applicant(s) petitions for an extension of time under 37 CFR § 1.136 (a) [fees: 37 CFR § 1.16(e)] for the total number of months checked below:

EXTENSION (months)	FEE FOR SMALL ENTITY	FEE FOR OTHER THAN SMALL ENTITY
<input checked="" type="checkbox"/> one month	\$55.00	\$110.00
<input type="checkbox"/> two months	\$200.00	\$400.00
<input type="checkbox"/> three months	\$460.00	\$920.00
<input type="checkbox"/> four months	\$720.00	\$1440.00
<input type="checkbox"/> five months	\$980.00	\$1960.00

Fee \$55.00

- ☒ If any extension fee is required, please consider this a petition therefor.

III. FILING FEES

- ☒ Filing Fee and Surcharge in the amount of \$1,116.00.
- ☒ Extension Fee for response within first month in the amount of \$55.00.
- ☒ Assignment Recordation Fee in the amount of \$40.00

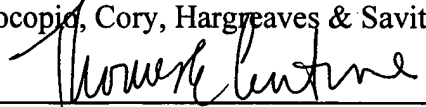
IV. METHOD OF PAYMENT OF FEES:

- ☒ 3 checks in the amount of \$1,116.00, \$55.00 and \$40.00 are enclosed to cover the above fee(s).
- ☐ Charge Procopio, Cory, Hargreaves & Savitch Deposit Account No. **50-2075** in the amount of \$0.00.
- ☒ The Commissioner is authorized to charge Procopio, Cory, Hargreaves & Savitch Deposit Account No. **50-2075** for any fees required under 37 CFR §§ 1.16, 1.17 and 1.445 that are not covered, in whole or in part, by the checks enclosed herewith and to credit any overpayments to said Deposit Account No. **50-2075**.

Respectfully submitted,
Procopio, Cory, Hargreaves & Savitch, LLP

Dated: June 26, 2002

By:


Thomas E. Coverstone
Reg. No. 36,492

PROCOPIO, CORY, HARGREAVES & SAVITCH LLP
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#4



UNITED STATES PATENT AND TRADEMARK OFFICE

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WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/099,929	03/13/2002	Robert E. Rogers	CARDIO.004A

CONFIRMATION NO. 2700

20995

KNOBBE MARTENS OLSON & BEAR LLP
620 NEWPORT CENTER DRIVE
SIXTEENTH FLOOR
NEWPORT BEACH, CA 92660



FORMALITIES LETTER



OC000000007866499

Date Mailed: 04/15/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/03/2002 MDAWTE1 00000011 10099929

FILED UNDER 37 CFR 1.53(b)

01 FC:201	370.00 OP
02 FC:205	65.00 OP
03 FC:203	261.00 OP
04 FC:202	420.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 370 to complete the basic filing fee for a small entity.
- Total additional claim fee(s) for this application is \$681.
 - \$261 for 29 total claims over 20.
 - \$420 for 10 independent claims over 3.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1116.**

*A copy of this notice **MUST** be returned with the reply.*

Liran Korte

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE